

**MINUTES-REGULAR MEETING
CITY OF GODDARD
118 NORTH MAIN, GODDARD, KS
MONDAY, AUGUST 3, 2015**

The Goddard City Council met in a Regular Session at Goddard City Hall on Monday, August 3, 2015 at 7:00 p.m. with Mayor Gregory presiding. Councilmember Torske provided the invocation. Council members present were Joe Torske, Larry Zimmerman, Enrique Ramirez, Chris Hahn and Chris Hedrick.

Also present were: Brian Silcott, City Administrator; Teri Laymon, City Clerk; Kelly Bergeron, Community Development Director; Don McElroy, Interim Police Chief; Matt Lawn, City Treasurer; Tylor Struckman, Public Works Operations Manager and Harlan Foraker, City Engineer.

APPROVAL OF THE AGENDA

MOTION: Councilmember *Torske* moved to approve the agenda. Councilmember *Hahn* seconded the motion. The motion carried unanimously.

CITIZENS' COMMENTS

None

PROCLAMATIONS, AWARDS, RECOGNITIONS AND NOMINATIONS

None

APPROVAL OF CONSENT AGENDA

The City Clerk submitted for approval, the consent agenda, which includes the minutes of the regular meeting dated July 20, 2015, minutes of the special meeting dated July 21, 2015, and two accounts payable lists dated July 22, 2015 and July 28, 2015 for a total of \$69,541.74.

MOTION: Councilmember *Ramirez* moved to approve the agenda. Councilmember *Zimmerman* seconded the motion. The motion carried unanimously.

MR. CLIFF CROSS, DRAINING CONCERN- 21 & 23 CEDAR POINTE COURT

Kelly Bergeron, Community Development Director, provided the history of an ongoing water drainage issue at 23 Cedar Pointe Court that the owner believes began when Kwik Shop constructed an expansion on the property adjacent to him. Bergeron stated that Mr. Cliff Cross, owner of the duplex and property at 21 and 23 Cedar Pointe Court, has requested a hearing with the City Council.

Bergeron explained that at the July 6, 2015 City Council Meeting Mr. Cross and his tenant who lives at 21 Cedar Pointe Court spoke to the Council during the public comment portion of the agenda. They described the draining problem occurring on the rental side of his property, 23 Cedar Pointe Court. Cross noted that the City has attempted to alleviate the problem with the installation of the drain in the easement that pooling still occurs. Cross indicated that he approached Kwik Shop, who provided a letter from Todd Mills, the Director of Construction for Kwik Shop, Inc. that states:

"It is Kwik Shop's position that the correction of this problem doesn't fall into our purview. The project went through the formalized building plans review process, obtained a building permit, and

received the certificate of occupancy without any concern noted about the drainage in relation to this property.”

Bergeron reminded the Council that traditionally storm water draining is a civil issue, and cautioned against taking action outside of the City’s easement on any private property; this sets a precedent for future action, responsibility and liability for the City.

Councilmember Torske stated that he has inspected the property and said his recommendation was to remove the fence and berm and regrade the property.

Cliff Cross, 21 Cedar Pointe Court and Mike Martinez tenant at 23 Cedar Pointe Court, explained that the far end of the lot is where the water is standing. Ms. Karen Shauf friend of Mr. Cross stated the problem was created by the City by allowing the Kwik Shop expansion. Cross provided an estimate to remove the trees from Brady Nursery for \$1,108.39.

Brian Silcott, City Administrator explained that prior to the expansion the water was draining from 23 Cedar Pointe Court onto the neighboring property (Kwik Shop) and when they expanded it stopped the water from flowing onto the adjacent property, therefor causing the standing water. Silcott stated that a topical map prior to Kwik Shop’s expansion shows that there was always a drainage issue on the property.

MOTION: Councilmember *Hahn* moved to take no action. Councilmember *Hedrick* seconded the motion. The motion carried unanimously.

BODY CAMERA PURCHASE

Don McElroy, Interim Police Chief stated the Goddard Police Department began fielding body cameras in autumn of 2010 and has continued their deployment since. The first system employed was the Scorpion system, which was replaced with the MUVI system. The Scorpion system is early technology system and MUVI is an advancement in technology but the system is currently outdated. Both of these systems have a delay between when the record button is pushed and the apparatus begins to capture video. Neither system handles jostling nor the camera angle is limited for both of the systems. Both the Scorpion and MUVI system have presented GPD with problems capturing images and audio.

McElroy proposed a system that is part of the latest round of technology. The AXON flex body camera system is weather resistant, can record up to 13 hours of audio and video data, recharges fully in six hours, activates with a simple slide switch, and has a 1-year warranty on the camera. McElroy said the cost is \$7,586.86 and comes with 10 cameras, 10 sets of Oakley glasses, with mounting and clips for data recorders. McElroy added that there will be an additional cost to accommodate for three officers with prescription glasses.

McElroy provided video samples and comparisons of the current system to the new AXON system. McElroy recommended, if approved, allocated the expenditure to the Discretionary Capital Outlay line item as discussed during the 2015 revised general fund budgeting.

MOTION: Councilmember *Torske* moved to approve the purchase of the AXON Flex Body Camera System for \$7,586.86 as presented. Councilmember *Ramirez* seconded the motion. The motion carried unanimously.

AUTHORIZE WATERLINE WORK FOR THE CITY OF WICHITA 151ST STREET WEST PROJECT

Tylor Struckman stated that the Frontage Road Project between 135th and 151st on the south side of US 54/400 includes widening 151st. The City of Wichita has extended the length of 151st that they are widening by 200 feet. Our water main lies in the East ditch of 151st and with the extra length of widening it will make our water main sit shallow in the ditch, approximately only 7 inches deep in some spots. The City of Wichita would pay for relocation of the water line if it were in a private easement, but since our water main is in public right of way the costs of relocation fall on the City of Goddard. Relocation of the water main is highly recommended due to how shallow it would be in the ditch and it being susceptible to being hit by a vehicle and freezing in the winter season.

Nowak Construction provided a bid of \$25,000 to directionally drill and reconnect 200 foot of our 8" water main in the East ditch of 151st St. West to get it to a proper depth so it will not be damaged or freeze.

Struckman said the total project cost of \$25,000 would be allocated to the Water Reserve Fund line item 82-830-6150. Struckman explained that the City did not go out for bid because of the urgency of the project.

MOTION: Councilmember *Hedrick* moved to approve the waterline relocation project and accept the bid from Nowak for \$25,000. Councilmember *Zimmerman* seconded the motion. The motion carried unanimously.

RECEIVE AND FILE SECOND QUARTER 2015 reports

Teri Laymon, City Clerk reviewed the Administration 2015 second quarter report.

Kelly Bergeron, Community Development Director reviewed the Community Development 2015 second quarter report.

Don McElroy, Interim Police Chief reviewed the Police Department 2015 second quarter report.

Matt Lawn, City Treasurer reviewed the 2015 Financial second quarter report.

CITY ADMINISTRATOR'S REPORT

Brian Silcott reviewed the following City Administrator's Report dated August 3, 2015:

To: Honorable Mayor and City Council
From: Brian W. Silcott, City Administrator
Cc: Department Directors & Staff
Re: City Administrator Report
Date: August 3, 2015

Walnut Street Project: The project is progressing and should be completed before school starts. The northbound lane is complete excluding the final 2" layer of asphalt that will be laid in conjunction with the southbound lane's final 23" asphalt life.

2015 Street Maintenance Project: The 2015 street maintenance program has been completed. The 2016 street maintenance plan will be presented for consideration in the first quarter of 2016.

2015 Council Work Plan: Staff will review the 2015 work plan and solicit amendments at the August 17th regular meeting. Please review the attached 2015 Work Plan.

2006 Backhoe: The City's heavy equipment contractor continues to search for a solution to the rear hydraulic problem. I will report the cause and cost to repair once known.

Meeting Conflict: Once every three to four years the calendar creates a conflict with the regular city council meeting and municipal court arraignment night. The September 8th is such a conflict. Historically the Council meeting has been canceled. Staff will discuss the item in greater detail at the August 17th regular meeting. A special meeting on a day/evening other than September 8th is a possibility.

Policy Updates: Staff is working on an administrative policy to allow the on-call public works employee to activate water service for newly arrived residents who fail/failed to activate their water utility service before arriving on a weekend.

City Clerk Teri Laymon is working to incorporate updates to the City's personnel policy manual. The new document will take into account changes to state and federal law ranging from a defined workweek to employee closed/open carry of firearms, as well as modernizing the document for a contemporary organization. Teri is also working compiling the Governing Body pay survey for review at the August 17th regular meeting.

At the August 17th meeting, Director of Community Development Kelly Bergeron will have sample policies for review and discussion on the native grass & landscape policy. Staff will ask for a direction on which policy or combinations of policies is desired. Once a direction is determined, the planning commission will recommend a policy for your consideration. The Council can tentatively plan to consider this policy at the September 21st or October 5th regular meeting. A pool cover policy discussion is planned for the September 21st regular meeting. Kelly will represent the City at the USD 265 Open Enrollment tomorrow from 11 am to 1 pm. She will answer questions parents or students might have about Goddard and the greater Goddard area.

National Night Out: National Night Out is tomorrow! Come out between 7 pm to 9 pm for fun, food, & festivities for you and your family. Goddard Police will be on hand, and two bicycle officers also attend.

Pedestrian & Bicycle Lane Use Signage: Staff is placing a six-lane full lane use signs along 183rd Street between Kellogg & Maple and on 199th Street from Kellogg to 23rd Street. Total cost for the installed signage is \$685.00.

Goddard Women's Club: The Goddard Women's Club expresses heartfelt thank you for the City's support of their club. Please find attached to this report a letter from Club President Lisa Stoller expressing the club's gratitude.

Respectfully Submitted,

Brian

Brian W. Silcott, City Administrator

GOVERNING BODY COMMENTS

Councilmember Torske commented on Mr. Cross's situation and said he feels for him, but that he needs to have his yard regraded.

Councilmember Zimmerman asked about the status of the STAR Bond Project. Brian Silcott stated they are hoping for a late summer ground breaking.

Mayor Marcey Gregory encouraged everyone to come out for National Night Out August 4, 2015.

Mayor Gregory announced that the League Leadership Conference would be held in October the week after Fall Festival. Gregory said she is registered and she will be driving if anyone wants to join her.

ADJOURNMENT

MOTION: Councilmember *Torske* moved to adjourn the regular meeting. Councilmember *Hedrick* seconded the motion. The motion carried unanimously.

Meeting adjourned at 8:55 p.m.
Teri Laymon, City Clerk